

OFFICE OF
INSURANCE COMMISSIONER

In the Matter of)	No. D 2006 - 216
)	
Community Health Plan of Washington,)	
)	CONSENT ORDER
A Registered Health Care Service Contractor.)	

Comes now the Insurance Commissioner of the State of Washington, pursuant to the authority set forth in RCW 48.01.020, RCW 48.44.160 and RCW 48.44.166, and having reviewed the official records and files of the Office of the Insurance Commissioner, makes the following:

FINDINGS OF FACT

1. Community Health Plan of Washington is a health care service contractor holding a certificate of registration to transact prepaid health care in the State of Washington, and is therefore governed by Title 48 RCW.
2. RCW 48.44.160 and RCW 48.44.166 provide a process for addressing health care service contractor violations of Title 48 Revised Code of Washington and Title 284 Washington Administrative Code.
3. RCW 48.44.095 requires each health care service contractor, before the first day of March, to file a statement of its financial condition as of the last day of the preceding calendar year.
4. WAC 284-07-050 requires each health care service contractor to file quarterly statements of its financial condition with the commissioner not later than the forty-fifth day after the end of the calendar quarter. The quarterly statement is to be completed and filed in the same manner and places as the annual statement.
5. Community Health Plan of Washington failed to file with the commissioner its September 30, 2005 quarterly financial statement by November 14, 2005.
6. Community Health Plan of Washington filed its quarterly statement filing on November 17, 2005.

Based upon the foregoing Findings of Fact, the Commissioner makes the following:

CONCLUSIONS OF LAW

1. Community Health Plan of Washington by and through the conduct described above has violated Chapter 284-07 WAC by failing to timely file in proper form its quarterly statement as of September 30, 2005.
2. RCW 48.44.166 authorizes the Insurance Commissioner to impose a fine in lieu of the suspension or revocation of a certificate of registration.
3. Community Health Plan of Washington committed the following violation of Washington law:

Community Health Plan of Washington failed to timely file its September 30, 2005 quarterly financial statement in the form required by Chapter 284-07 WAC.

CONSENT TO ORDER

Community Health Plan of Washington consents to entry of this Order, waives further administrative or judicial proceedings in this matter, and acknowledges its duty to comply fully with the applicable laws of the State of Washington. The Insurance Commissioner has offered a settlement in lieu of suspending or revoking the certificate of registration.

By agreement of the parties, the Insurance Commissioner will impose a fine of \$1,000 on condition that:

1. Within thirty days, Community Health Plan of Washington pays to the Insurance Commissioner the full amount of the fine;
2. Community Health Plan of Washington commits no further violations of the statutes and regulations that are the subject of this Consent Order;
3. Community Health Plan of Washington voluntarily consents to this order to resolve the issues and conduct described herein and with the understanding that the payment of the amount due is a condition to avoiding suspension or revocation of the Certificate of Registration.

EXECUTED this 11th day of July, 2006.



Signature

CF

Title

ORDER OF THE INSURANCE COMMISSIONER

NOW, THEREFORE, pursuant to the foregoing Findings of Fact, Conclusions of Law, and Consent to Order, the Insurance Commissioner hereby orders as follows:

1. Community Health Plan of Washington is ordered to pay a fine in the amount of \$1,000 upon the condition that Community Health Plan of Washington fully complies with the laws and regulations of the State of Washington which are the subject of this Order; and
2. Upon failure to pay the fine within the time limit set forth above, the sum will be recoverable in a civil action brought on behalf of the Insurance Commissioner by the Attorney General of the State of Washington, pursuant to RCW 48.44.166.

ENTERED TUMWATER, WASHINGTON this 30th day of July, 2006.

MIKE KREIDLER
Insurance Commissioner

By: 

JAMES T. ODIORNE, CPA, JD
Deputy Insurance Commissioner
Company Supervision Division